



State of New Jersey
DEPARTMENT OF ENVIRONMENTAL PROTECTION

DIVISION OF WASTE MANAGEMENT
32 E. Hanover St., CN 028, Trenton, N.J. 08625

DR. MARWAN M. SADAT, P.E.
DIRECTOR

LINO F. PEREIRA, P.E.
DEPUTY DIRECTOR

September 11, 1984

Mr. Edward Leccareaux, President
Duane Marine Salvage Corporation
P.O. Box 435 Great Kills
Staten Island, New York

RE: Duane Marine Salvage Corporation
Block 238, Lots 1, 1a, 5, 6 and 6R

Washington and High Streets
Perth Amboy, New Jersey
Middlesex County, New Jersey

Dear Mr. Leccareaux:

An investigation by the Department indicates that an abandoned hazardous waste facility at the above referenced location was operated by you until approximately five years ago. It is our understanding that the business was known as the Duane Marine Salvage Corporation. The facility was seriously damaged by a fire on July 7, 1980.

The facilities on the site include approximately ten (10) bulk storage tanks, six (6) tank trailers, nine (9) vats, six (6) "roll offs" and an unknown number of underground tanks as well as approximately 3,200 fifty-five gallon drums. Analysis of samples taken from the contents of the aforementioned storage vessels and drums indicate that they contain hazardous substances.

Many of the storage vessels and drums on the site are leaking their contents onto the surrounding ground. The leachate from several of the drums is flowing into the Arthur Kill. The spillage and/or leakage from the storage vessels and/or drums constitutes prohibited discharges of hazardous substances within the meaning of the New Jersey Spill Compensation and Control Act, N.J.S.A. 58:10-23.11 et seq., specifically N.J.S.A. 58:10-23.11 b(h).

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As the person responsible for creating this situation, you are liable for the cost of cleaning it up.

You are therefore directed, pursuant to Section 7(a) of the Spill Compensation and Control Act, to immediately initiate steps to remove or arrange for the removal of hazardous substances and to clean up the environmental contamination at the Duane Marine Salvage site.

A remedial plan must be submitted to the Department prior to the removal of any hazardous substances. It must include at a minimum, the following measures:

1. Sample and analyze all storage tanks, tank trailers, drums and any other containers outside as well as inside the premise's two (2) structures to determine the quantity and composition of the materials present, and to classify each as to whether they are hazardous substances, hazardous wastes and/or solid wastes.
2. Remove and properly dispose of all hazardous substances, hazardous wastes and solid wastes in accordance with the laws of the State of New Jersey and the regulations of this Department. All materials categorized as hazardous wastes shall be manifested from the site in accordance with the regulations governing the transportation of hazardous waste, N.J.A.C. 7:26-7.1 et seq.
3. Sample and analyze soils on the site to determine the extent of contamination and concentration of hazardous substances and hazardous wastes present.
4. Remove and properly dispose of all contaminated soils in accordance with the laws of the State of New Jersey and the regulations of this Department.
5. Take samples of ground water and surface water to determine the extent and concentration levels of contamination by hazardous substances.
6. If necessary to prevent the further migration of hazardous substances into or through the ground water (as indicated by the sampling program) implement a ground water recovery system. Such a recovery system shall be installed in accordance with all applicable regulations of the Division of Water Resources, Department of Environmental Protection.

The remedial plan must be approved by this Department before implementation. An affidavit verifying the proper removal and disposal of wastes will be required on its completion.

Please respond to this office within 10 days of receipt of this Directive Letter, to indicate whether you will accept responsibility for cleaning up this site and to establish contact with the member of my staff who will oversee your efforts. Please respond to:

Anthony Farro, Chief
Department of Environmental Protection
Division of Waste Management
Hazardous Site Mitigation Administration
8 East Hanover Street
CN 028
Trenton, New Jersey 08625

Also, please forward a copy to me.

Failure to respond to this notice within 10 days of its receipt by you may result in the Department of Environmental Protection itself performing clean-up operations. Should you fail to initiate clean-up operations, the Department may commence legal action against you seeking penalties and reimbursement for all costs incurred. Failure to comply with this directive may increase your liability to the Department in an amount equal to three times the cost of all expenses incurred in this operation, and may cause a first priority lien to be placed upon all of your real and personal property in the amount of the Department's costs, in accordance with Section 7 of the Spill Compensation and Control Act, N.J.S.A. 58:10-23.11f.

If you wish to discuss this matter, please call Edwin Liu of the Department's Hazardous Site Mitigation Administration at 609-984-3074.

Sincerely,

Joseph A. Rogalski
Assistant Director
Division of Waste Management